

may be submitted at any time before 5:00 p.m. on May 14, 1999.

**Please note:** Comments and exhibits will be made part of the record of the rulemaking proceeding only if they identify the author's name, address and occupation, and if they include a sworn and notarized statement indicating that the comment and/or exhibit is presented based upon the author's personal knowledge and belief. Facsimile copies will be accepted up until the 5:00 p.m. deadline, but the original must then be sent by ordinary mail.

#### List of Subjects in 7 CFR Part 1361

Administrative practice and procedure, Rulemaking, Milk.

#### Codification in Code of Federal Regulations

For reasons set forth in the preamble, the Northeast Dairy Compact Commission amends 7 CFR Part 1361 as follows:

#### PART 1361—RULEMAKING PROCEDURES

1. The authority citation for part 1361 continues to read as follows:

**Authority:** 7 U.S.C. 7256.

2. Section 1361.11 is amended by revising paragraphs (a) and (b) to read as follows:

##### § 1361.11 Ex parte communications.

(a) Following notice of a rulemaking proceeding, pursuant to § 1361.3, and prior to the conclusion of a producer referendum, or the final decision of the Commission, whichever is later, no Compact Commission member or Commission staff person shall communicate, either directly or indirectly, in connection with the merits of the rulemaking proceeding with any person having an interest in the proceeding or with any representative of such person.

(b) Following notice of a rulemaking proceeding, pursuant to § 1361.3, and prior to the close of the comment period, pursuant to § 1361.7, Compact Commission members shall not discuss among themselves the merits of the rulemaking proceeding.

\* \* \* \* \*

Dated: April 8, 1999.

**Kenneth M. Becker,**

*Executive Director.*

[FR Doc. 99-9273 Filed 4-13-99; 8:45 am]

BILLING CODE 1650-01-P

#### SMALL BUSINESS ADMINISTRATION

#### 13 CFR Part 115

#### Surety Bond Guarantees

**AGENCY:** Small Business Administration.

**ACTION:** Final rule.

**SUMMARY:** This document amends 13 CFR 115.31(a)(2) to conform it to Section 411(c)(3)(B) of the Small Business Investment Act (the "Act"), as amended by Section 604(d) of the Small Business Reauthorization Act of 1997 (the "1997 Reauthorization Act"). The 1997 Reauthorization Act added bonds issued on behalf of qualified HUBZone small business concerns to those receiving a 90 percent guarantee under the Surety Bond Guarantee Program. Since this rule only implements the cited statute, it is published in final form without opportunity to comment.

**EFFECTIVE DATE:** This rule is effective May 14, 1999.

**FOR FURTHER INFORMATION CONTACT:** Robert J. Moffitt, Associate Administrator, Office of Surety Guarantees, (202) 205-6540.

**SUPPLEMENTARY INFORMATION:** This amendment only implements the cited statute to include bonds issued by a Prior Approval Surety on behalf of qualified HUBZone small business concerns among those to be covered by a 90 percent guarantee from SBA. The present regulation already provides a 90 percent guarantee for bonds issued on behalf of small disadvantaged concerns.

This change would affect only qualified HUBZone small business concerns that are already eligible to participate in the Surety Bond Guarantee Program. Publishing a proposed rule for notice and comment is unnecessary because the change to the regulation is minimal and SBA has no discretion.

#### Compliance With Executive Orders 12612, 12778, and 12866, the Regulatory Flexibility Act (5 U.S.C. 601-612.) and the Paperwork Reduction Act (44 U.S.C. Ch. 35)

SBA certifies that this is not a significant regulatory action under E.O. 12866 and will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601-612.) This rule only affects those HUBZone small business concerns who may want to participate in SBA's Surety Bond Guarantee Program.

For purposes of the Paperwork Reduction Act, 44 U.S.C. Ch. 35, SBA certifies that this rule contains no new

reporting or record keeping requirements.

For purposes of E.O. 12612, SBA certifies that this rule would not have any federalism implications warranting the preparation of a Federalism Assessment.

For purposes of E.O. 12778, SBA certifies that this rule is drafted, to the extent practicable, under the standards set forth in Section 2 of that Order.

#### List of Subjects in 13 CFR Part 115

Surety bond guarantees.

For the reasons stated in the preamble, the Small Business Administration amends 13 CFR part 115 as follows:

#### PART 115—SURETY BOND GUARANTEES

1. The authority citation for part 115 is revised to read as follows:

**Authority:** 5 U.S.C. app 3; 15 U.S.C. 687b, 687c, 694a, 694b; Pub. L. 101-574, 104 Stat. 2823 (1990); Pub. L. 105-135.

##### § 115.31 [Amended]

2. Amend § 115.31 to revise paragraph (a)(2) to read as follows:

(a) \* \* \*

(2) The bond was issued on behalf of a small business owned and controlled by socially and economically disadvantaged individuals or on behalf of a qualified HUBZone small business concern.

\* \* \* \* \*

Dated: March 31, 1999.

**Aida Alvarez,**

*Administrator.*

[FR Doc. 99-9268 Filed 4-13-99; 8:45 am]

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#### DEPARTMENT OF TRANSPORTATION

#### Federal Aviation Administration

#### 14 CFR Part 39

[Docket No. 97-NM-315-AD; Amendment 39-11128; AD 99-08-20]

RIN 2120-AA64

#### Airworthiness Directives; Lockheed Model L-1011-385 Series Airplanes

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Final rule.

**SUMMARY:** This amendment supersedes an existing airworthiness directive (AD), applicable to all Lockheed Model L-1011-385 series airplanes, that currently requires a one-time inspection to detect cracking of the bulkhead at fuselage